App. F. IX-4

Previous References

1939. (9) Legis

File No. 38-39

Serial Nos. 1

Later References.

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. One only

A

Part ~~B~~ for February 1940

SUBJECT.

The Mysore District Boards (Amendment) Act 1940.

No. P. 5328-9 6-2-40. The Compiler, Mysore Gazette Orders publication of the Act as Regulation 1 of 1940.

WD 0573—GPB—22,500—12-9-39

B.B. Shanbhag
27-4-40.

K.S.A.

Serial No.

Note re: action to be taken in connection with the general elections to the District Boards, consequ on the reforms orders.

======

In. G.O.No.1849-900/J.B.58-39-1 dated 6-11-39, orders have been issued on the report of the Committee on Jonstitutional Reforms in Mysore. Government have, among other matters, ordered the extension of the franchise to the R.A. and L.C.

2 At present, the qualifications of voters of the District Boards, as prescribed in Schedule I of the Mysore District Boards Act is the same as those prescribed for the election of the R.A. in a Rural Jonstituency.

3 The statement below gives the points of differenc between the existing provisions in the District Boards Act relating to the qualifications of voters and candidates and under the Reforms orders:-

(i) Qualifications of Voters.

Reforms orders. (R-A)	Existing provisions of the Dt.Bds. Act. Schedule I
1) Registered occupants of lands assessed to land revenue of not less than Rs.15/-.	Registered occupants of land assessed to land revenue of not less than Rs.25/-.
2) Kadim tenants assessed to an annual rent of not less than Rs.15.	Kadim tenants assessed to an annual rent of not less than Rs.25.
3) A person assessed to an annual tax on buildings or shops of not less than Rs.4.	A person assessed to an annu tax on buildings or shops of not less than Rs.5.

NOTE--Contn. Sheet

Reforms orders (R.A)	Existing forms (Dist. Boards Act)	Serial No.
4) A person who is the owner of alienated lands which would be assessed, if they were not alienated, to land revenue of not less than Rs.15	A person who is the owner of alienated lands which would be assessed, if they were not alienated, to land revenue of not less than Rs.25.	
5) A person who is in possession of (a) an S.S.L.C. certificate in the case of men. (b) a pass in the Upper Primary Middle or Lower Secondary examinations in the case of women.	A person who is a graduate of a University.	
6) Who is a subject of H.H. the Maharaja by birth or domicile and has resided in the State or the C & M. Station for one year.	Section 9 (b) Who is a subject of H.H. the Maharaja by birth or domicile and has resided in the State or the C & M. Station for 6 months.	
7) A domicile (or person) means a person who has resided in the State or the C & M. Station, Bangalore for a period of not less than ten years.	Section 9 (b) Explanation A "domicile" means a person who has resided in the State or the C & M. Station, Bangalore for a period of not less than 5 years.	
(ii) Qualifications of candidates.		
1) The minimum age for a candidate should be 25 years.	Section 10 (1) (A) (h) of the District Boards Act The minimum age for a candidate should be 21 years.	
2) The educational qualification in the absence of any other qualifications should be that of a graduate of a University.	-do-	
	At present the qualification of a candidate is the same as that of a voter and as a graduate is also a voter, he can become a candidate. But as, under the Reforms orders, the educational qualification of voters has been reduced, a clause will have to be added that no person may become a member who is not a graduate.	

General and Revenue Secretariat | File No. | of 193 | [App. F. III—2

Serial No.

4 The terms of the District Boards expire on the 31st May 1940. Action will have to be taken to reconstitute them from ~~the~~ 1st June 1940. Action has been taken by the Deputy Commissioners concerned in regar to the District Boards of Bangalore and Chitaldrug already, by publishing the calendar of events. If the existing provisions have to be changed, the amendment of the schedule of the District Boards Act and Sections 9 and 10 has to be effected. This takes time, as it may have to go before the Representative Assembly and Legisla tive Council. Whether the elections may proceed on the statusquo basis is for orders.

PRR. 22.11.1939. Law Secy) 22/11/-

5 In the Reforms proposals as accepted by the Govern- ment, the property qualifications for voters in the Representative Assembly have been reduced. It is desirable that the qualifications as regards voters and candidates at District Board elections are brought into a line with those for the Representative Assembly.

6 The District Boards have to be reconstituted from tl 1st June 1940. The elections will have to take place at the latest in the early part of May 1940.

(1) Items 1 to 4 above. re- amendments in property qualifi- cations of voters involve amendment to Schedule I of the District Boards Act. The Schedule may be amended by the Government under Section 101 of the Dist Boards Act with the approval

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-38

of the Legislative Council by a resolution therein.

If approved, action will be taken to place a resolution before the next Legislative Council for amending Schedule I in respect of property qualifications (items 1 to 4 in the office note).

(2) Item 5 relates to reducing educational qualification to S.S.L.C from graduation. The qualification for candidature in the District Board Elections is the same as that of a voter. Consequently, if the qualification for a Voter is reduced, the reduced qualification will hold for candidature; but the idea is to retain graduation as qualification for candidature according to the Reforms proposals. This will involve amendment of Section 10 of the District Boards Act. It is not possible to amend the Act before the next elections. The next elections will therefore proceed on the existing educational qualification. Action will be taken to amend the Act in due course.

(3) In the Reforms proposals, the period of domicile has been raised from 5 to 10 years and period of residence entitling to franchise from 6 months to 1 year. These involve amendment of Section 9 of the District Boards Act. The next elections will therefore proceed under the existing provisions in this respect.

If approved, action will be taken in due course to amend the Act.

(4) The minimum age for candidates has been raised from 21 to 25 in the Reforms proposals. Since the franchise has been widened, the Reforms Committee considered that the qualifying age of candidates may be raised so that persons with some experience of

Extension of franchise to DB Boards. 6

General and Revenue Secretariat | File No. 2694/2 of 193 . [App. F.

Serial No.

affairs may stand as candidates. This considerati. would apply to District Boards also. As this involv an amendment of Section 10 (A) of the Act, the next elections may proceed with the existing provision.

Action to amend the Act may be taken in due course.

(5) If amendment of Schedule I regarding property qualifications is approved, instructions will be given tentatively to Deputy Commissioners to prepare Voters Lists on the basis of the revised qualifications and the Voters list may be published after 1st February by which time the amendment will become law by a resolution of the Legislative Council in January 1940.

But if Government consider that the amendment of the Act and the Schedule may all be taken together, the elections will have to go on on the existing qualifications.

2nd Member / 1st Member Dewan — G. 24/11/39

4409/24.11.39

8 I do not think that we can go on with the elections under the DB rules. The term of the DBs was extended with a view to find out the changes that may be necessary in the light of the recommendations of the Con Reforms Committee. The latter have not made

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-38

Extension of franchise to D'Bds.

File No. 2694/2 of 193

General and Revenue Secretariat

Any reference to the D'Bs as such be at present the qualifications for voters & candidates to D'Bs since the Commission in the case of the R.A. to consult so on with the D'B stations on their existing basis, as that will mean a higher level of qualifications for the D'Bs than for the R.A!

It seems to be the best course to undertake enabling legislation at the next meeting of the L.C. [Sec 9(2) of the L.A. Act]

In the meantime, the D'Bs. being asked to go ahead with the preparation of lists on the basis of the standards approved for the RA

DEWAN'S O.
25 NOV. 1939
No. 3-8-18

OFFICE OF THE FIRST MEMBER OF COUNCIL
NOV 24 1939
No. 5011

24.11.

9) [illegible] 25/11/39

10) [illegible] 26-11-39

27/11/39

27/11/

Extension of franchise to Dt Boards. 7

General and Revenue Secretariat. | File No. 2694/2 of 19 . [App. F. III-2

Serial No.	
11)	Draft letter to the Dcs of Districts is submitted for consideration Rmr 27/11/39 for Law Secy) 2 27/11/-
12)	G 28/11/39
13)	Secy. 2 28/11/-
	To the Dy Comms of Dts No Z 5120-8 dt 29-11-39 States that it is proposed to amend the Dt Bds Act in regard to the qualification of voters and candidates based on the standards for the R.A and requests them to prepare the voters' lists for the Dt Bd elections on the revised qualifications etc No Z 5252 dt 2-12-39 copy to the Supdt, Govt Printing.
14)	D. F. N. is submitted for consideration Rmr 4/12/39 for Law Secy) 2 4/12/-
15)	1st Reminder G 5/12
16)	Signed Z N is placed in file GCL 8/12/39
17)	Submitted with F.N. Dewan) G 8/12 9/12

DEC 7 1939 5463

SECY. LAW DEPT. 3415 5 DEC. 1939 GOVT OF MYSORE

NOTE—Contn. Sheet

Submitted to His Highness.

I submit herewith a Final Note by the First *Member of Council on the subject of* the extension of franchise to District Boards *for His Highness' gracious approval.*

Mirza M. Ismail
Dewan.

Bangalore,
9th December 1939.

Final Note by the First Member of Council

Subject.—

Extension of franchise to District Boards.

At present the qualifications of voters and candidates for the District Boards are the same as those prescribed for the Representative Assembly in a Rural Constituency.

Government have passed orders on the recommendation of the Committee on Constitutional Reform revising the qualifications of voters and candidates to the Representative Assembly. It is considered necessary to revise the qualifications of voters and candidates of the District Boards on the standard now fixed for the Representative Assembly under the Reforms orders and to amend the several provisions of the District Boards Act as in the statement appended to secure this object.

As the terms of the District Boards expire on 1st June 1940 and as the formalities connected with their reconstitution have to be gone through, there is not sufficient time to place the amendments before the Representative Assembly and the Legislative Council in the usual course. It is therefore proposed to treat this as an emergent measure and place the amendments before the next meeting of the Legislative Council in January 1940, under Section 9(2) of the Representative Assembly Act.

The above proposal of the Second Member which has been agreed to by the Dewan and myself is submitted for His Highness' gracious approval.

MEMBER OF COUNCIL.

Camp Madhugiri,
8th December 1939.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Extension of franchise to District Boards.

Chief Sec.

No. 369

12-12-39

Order.

~~KRW~~

12/12/39

MS

13.12.39

H. H. 368

1/

General and Revenue
Secretariat.

SUBJECT:—
Extension of franchise to District Boards.

(*)
31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at Headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Members of Council for perusal of His Highness' orders before/after issue of orders. (*Vide* *Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Chief Secretary to Government.

Through the Secretary to Government,
.....Law.....Department.

14/12

5770
15/12

FIRST MEMBER OF COUNCIL.

SECOND MEMBER OF COUNCIL (on deputation)

Law Secy. with Compliments.

16.12.39

16/12

16/12

WD 04642—GPB—500—23-10-39

Extension of franchise to Dt Boards

General and Revenue Secretariat.

File No. 2694 - L of 19 . D.1060 Re 3999 p 39

[App. F. III-2

Serial No.

The file may be sent to the Protection Branch for taking further action.

Rowr
16/12/39

Addl Secy (Protection) - W/c.

16/12

3
18/12

A draft Bill and a draft Statement of ~~financial~~ objects and reasons is put up. After approval they will be sent to the L.C. Office for publication. The last date, according to the L.C. Calendar for publication of Bills is the 21st inst. ~~Publication of Abstracts~~. Since amendments to the Schedule ~~Bill~~ 18.12.39 can be moved in the form of a Resolution in the L.C. only the amendments to the substantive sections have been incorporated in the Bill.

Submitted for orders. Law Secretary 3
19/12/39

Sec
18.12.39.

The draft Bill & statement may be approved. They will be published under Rule 8 in the Gazette of the 21st inst.

18 Rowr

G
19/12

Rlly
20/12/39

To Leg. Office with three Copies of Bill & Sh. & Objects & Reasons

Sec
20.12.

G 21/12

Copies taken & file returned.

Protection Branch)
21/12/39 BOTO 20/12

To Leg. Office
be kindly put up a copy of Con. Reform Committee report for orders thereon

Sec
18.12.

C E C E
DEC 20 1939
No. 6006

4486 ST.
OF MYSORE

NOTE—Contn. Sheet.

22/39 13

P Extension of franchise to District Boards

File No. 2694 of 19 — General and Revenue Secretariat.

Serial No.

Copies of the Bill and Statement of Objects and Reasons have been sent to the L.C. for publication as ordered by the Law Secretary.

If approved the file may be returned to the L.S.G. Br to take further action regarding the amendments to the Schedule which have to be by a Resolution before the L.C. and to return the file early for submission to the Dewan

Submitted for orders. (Law Secretary) 3 21/12

Sd 21.12.39

(2) 21/12

3 21/12

To L.S.G. Br
Taking an extract for the purpose of taking action with regard to the Resolutions and to return the file, for further action here.

Sd 22.12.39

Draft motion is submitted for approval After passing the file will be sent to the P. Sta Branch for including it in the agenda for the L.C. meeting

Rmm 22/12

(Law. Secy) 22/12

His Highness approved

2nd Member 27/12

P.C. 27/12

P.S. 49

Protection Branch

Sd/- Section

31/1/1940

(2) 31/1/40 3 31/1/40

SECY. LAW DEPT. 4279 21 DEC. 1939 GOVT OF MYSORE

SECY. LAW DEPT. 4317 22 DEC. 1939 GOVT OF MYSORE

OFFICE OF THE [illegible] DEC 1939

5006.

Extension of franchise to District Boards. amendment. District Boards Act

General and Revenue Secretariat. | File No. D.1108/Le of 19 | L694/2 [App. F. III-2

Serial No.

The inclusion of the Resolution in the Agenda of the Le. has to be done by the Le. Office. This will, if approved, be sent to the Le. Office for taking necessary action & submitting the file early.

The Resolution has been recast and is submitted for orders.

3.1.40. After approval this will be passed on to the L.C. Office for inclusion in the Agenda.

May be sent to L.C. Office

3/1

L.C. Office)

A typed copy of the Motion to substitute certain sub clauses in the First Schedule to the Mysore District Boards Act, 1926, is placed in the file.

Submitted for orders as to whether these may be admitted and included in the Agenda of the ensuing Session of the Le.

JAS. 4-1-40. BVN 4-1-40.

May be included in the Agenda

Law Secy) 3/1 4/1

OFFICE OF THE SECRETARY
MYJAS.
5 JAN.
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

4/1

Typed copy of the Motion taken in the file returned.

JAS 9.1.40. BVN 9-1-40. L.S.G. Branch)

NOTE—Contn. Sheet

3999/P 15

Extension of franchise to District Boards
amendment to District Boards Act

File No. D.1108/Re of 19

General and Revenue Secretariat.

Serial No.

The following motions are suggested for inclusion in the Agenda of the D.C.

1. Motion that the Bill published under rule 8 of the Rules of Business be read in Council

Mover ... 2nd Member

Seconder ... Law Secretary

2. Motion that the Rules of Business and Standing Orders suspended and the Bill taken into Consideration at once without reference to a Select Committee

Mover ... 2nd Member

Seconder ... Law Secretary

3. Motion that the Bill be passed

Mover ... 2nd Member

Seconder ... Law Secretary

Sd/- K.V. Sculy) 3/9/1

Sd/- 9.1.40.

2nd Member) 4/1/40

3. 10/1/40

3. 11/1

SECY. LAW DEPT. 4 JAN 1940 GOVT OF MYSORE

OFFICE OF THE SECRETARY OF COUNCIL. JAN. 1940 5413

OFFICE OF THE SECRETARY 17 JAN 1940 REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL.

To D.C. Office for noting the motions for inclusion in the Agenda and returning the file.

Sd/- 12.1.40.

Noted & returned.

Sd/- 12.1.40 Protection Branch)

BVN 12-1-40.

amendment of St Boards Act re
Extension of franchise to St Boards

3997/16

General and Revenue Secretariat. | File No. | of 19 . | [App. F. III-2

Serial No.

OFFICE OF THE
SECOND MEMBER OF COUNCIL
24 JAN. 1940
No. 5990

The Bill was introduced in the Legislative Council on the 22nd instant and passed at one sitting.

A.D.J.R. is put up for order.

24.1.40.

2nd Member) 24/1

25.1.

5376

S.N. Subramaniam
Dewan) 24/1

24/1

Final Note by the Second Member of Council.

Subject.— Bill further to Amend the Mysore District Boards Act, 1926.

On the 12th of December 1939 gracious sanction of His Highness was accorded to introduce in the Legislative Council a Bill further to amend the Mysore District Boards Act, 1926, as an emergent measure.

The Bill was accordingly considered by the Legislative Council at the Meeting held on the 22nd instant and having regard to the urgency of the matter the rules of procedure were suspended and the Bill was passed by them at the same meeting.

I now solicit the gracious sanction of His Highness to promulgate the Bill into law.

M V Ananthakrishnaiya

Second Member of Council.

Bangalore,
25th January 1940.

Submitted to His Highness.

I submit herewith a Final Note by the Second *Member of Council on the subject of* the Bill further to amend the Mysore District Boards Act, 1926, *for His Highness' gracious approval.*

Mirza M. Ismail
Dewan.

Bangalore,
27th January 1940.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Promulgation into law of the Bill further to amend the Mysore District Boards Act, 1926.

Chief Secy
Mi
30-1-40

No. 497

Order.

~~KRW~~
29/1/40

MS
31.1.40

20

N.S.225.

General and Revenue
Secretariat.

SUBJECT:—

Promulgation into Law of the Bill further to amend the Tyrone Dist. Boards Act, 1926.

Circulated to Members of Council for perusal of His Highness' orders before/after issue of orders. (*Vide* *Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Chief Secretary to Government.

Through the Secretary to Government,

Law .....Department.

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at Headquarters and then sent to the Secretariat concerned for the issue of orders.

7376
1.2.40

FIRST MEMBER OF COUNCIL. 1/2/40

6232
1.2.40

SECOND MEMBER OF COUNCIL.

Law Secretary with Compliments

1.2.40

NOTE.—Contn. sheet

WD 04642—GPB—500—23-10-39

3999 21

The Mysore District Boards (Amendment) Bill.

General and Revenue Secretariat | Legs: File No. 38 of 1939. | [App. F. III—2

Serial No.

The gracious sanction of His Highness was accorded on the 29th January 1940 to promulgate the Bill into law.

A draft G.O. publishing the Act as Act no I of 1940 is put up for orders.

Referred by Law Secretary.

5.2.40.

3
5/2/40

Issued Notification No P S 328 - Legs: 38-39-1 dated 6.2.40 directing publication of the Act as Act I of 1940.

The file with if approved be sent to the Legs Br for taking necessary action re publication of the amendments to the Schedule which may perhaps have to appear on the 8th instant in the Gazette. The file being returned for recording here.

6.2.40.

(Law L.D.G. Br)

A draft notification amending Schedule I Prescribing the qualification of Voters in a general Constituency is put up for appl.

may be approved.

6.2

(Law Secy)

6/2

6/2

7/2

SECY. LAW DEPT. 5274 5 FEB. 1940 GOVT OF MYSORE

SECY. LAW DEPT. 5571 7 FEB. 1940 GOVT OF MYSORE

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-83

22

2694/L

3999

File No. of 193 . General and Revenue Secretariat

The Compiler Kegone Gazette

No L 7102 LDO 50-39-34 dated 12/2/1940

Notifies Certain modifications to Schedule I of the Dp. Board Act 1926 prescribing the qualification of Voters in a general Constituency for election to Dp. Boo.

B

The file will be returned to the Protection Branch.

for being recorded.

DBO 13/2

Protection Branch)

join.

Copy sent

The Act has appeared in the Gazette of the 8th February 1940

A Ace

(Pl IV)

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

No. RS120-8 LRS 39-37 *Bangalore, dated* .....23th November 1939.

29

FROM

The Secretary to the Government of
His Highness the Maharaja of Mysore.

To Law Department.

The Deputy Commissioners

of Districts.

SIR,

In connection with the ensuing elections to the District Boards to be reconstituted with effect from 1st June 1940, I am directed to state that Government consider that, in the light of orders passed on the recommendations of the Constitutional Reforms Committee, the elections to the District Boards should proceed to the extent possible on the basis of the standards approved for the Representative Assembly in respect of qualifications of voters candidates. It is proposed to amend the District Boards Act suitably at the ensuing meeting of the Legislative Council. I enclosed a memo indicating the alterations proposed to be made in the provisions.

I am therefore to request you to take necessary further action in connection with the preparation of the Voters' lists on the basis of the revised qualifications as proposed in the memo and to modify the calendar of events, if any, already issued by you in this behalf. The standing act is likely to come into force by about the end of January 1940 and the revised Voters' lists may be got

2

prepared and kept ready in the meantime for publication.

Please note that the Voters' lists has to be published only after the Amending Act is passed.

I have the honour to be,
Sir,
Your most obedient servant,

Mir Sajan Imam
Secretary to Government,
Law Department.

Appendix F G—1]

SUBJECT... .....

.....

.....

Diary No. of letter replied to.. .....

General and Revenue Secretariat

( )

the *193* .

Date of issue 29 — 4 — 39

Signed by Mr Mc

List of enclosures.... .....

Copied by.....

Examined by. .....

Section 23.

File No. 50-39

Serial No. 37

No. R 5120-8 Rue 1

To

The Deputy Commissioners
of Districts.

Sir,

In connection with the ensuing elections to the Dr Boards to be reconstituted with effect from 1st June 1940, I am directed to state that Govt consider that ~~the elections~~ carried on with the existing qualifications for voters and candidates, as the terms of the Dr Boards were extended with a view to find out the changes that may be necessary in the light of the recommendations of the Committee on Constitutional Reform in Myso

WD 0563—GPB—30,000—6-1-39

and that, as the qualifications of voters and candidates at D.B. elections are at present the same as those for the R.A. and as the qualifications in the case of the latter body have been reduced, as a result of the orders passed on the recommendations of the Reforms Committee, the elections to the D.B. should proceed on the basis of the standards approved for the R.A. As there is not sufficient time to go through the formalities required for amending the D.B. Bill to effect the necessary changes, it is proposed to ~~undertake legislation at the next meeting of the L.C. to amend the Act as in the statement appended~~ amend the D.B. Act suitably at the ensuing meeting of the L.C. I have enclosed a memo indicating the alteration proposed to be made in the provisions

I am therefore to request you to take necessary further action in connection with the preparation of the Voters' lists on the basis of revised qualifications, as provided in the ~~statement appended~~ and to modify the calendar of events, if any, already issued by you in this behalf.

The revised voters list is likely to be ready for publication immediately after the ~~revision~~ is passed

The revised voters list may be got prepared & kept ready in readiness for publication by 1st April 1940

Please note that the Voters list should be published not later than the 1st of Jan 1940

I have etc

Revenue Secy to Govt

P. T. O.

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

Memo No L. 5252/32-12-33

Copy of the above is forwarded with Compliments to the Superintendent, Govt Printing with the request that the printing of the voters' lists as and when received from the Dy Comms should be attended to expeditiously

By order

L 27/11/-

for Secy to Govt
Revn Law Dept

EXISTING PROVISIONS OF THE DISTRICT BOARDS ACT

Schedule I

Qualifications for voters in a General Constituency.

(1) A person shall be qualified as a voter in a general constituency who -

i) is the registered occupant of land situated in the constituency and assessed to land revenue of not less than Rs. 25 per annum payable to the Government; or

ii) is a Kadim tenant assessed to an annual rent of not less than Rs. 25 per annum on account of land held by him in the constituency to the holder of an alienated village to which the provisions of chapters VIII to X of the Land Revenue Code have been applied; or

iii) is assessed to an annual tax on building or shops of not less than Rs. 5 in the constituency; or

iv) is the owner of alienated lands which would be assessed, if they were not alienated, to the land revenue at not less than Rs. 25 per annum; or

v) is a Graduate of a University and ordinarily resides in the constituency; or

****

Section 9 (b)

AS PROPOSED TO BE AMENDED.

Schedule I

Qualifications for voters in a General Constituency.

(1) A person shall be qualifed as a voter in a general constituency who -

i) is the registered occupant of land situated in the constituency and assessed to land revenue of not less than Rs. 15 per annum payable to the Government; or

ii) is a Kadim tenant assessed to an annual rent of not less than Rs. 15 per annum on account of land held by him in the constituency to the holder of an alienated village to which the provisions of chapters VIII to X of the Land Revenue Code have been applied; or

iii) is assessed to an annual tax on building or shops of not less than Rs. 4 in the constituency; or

iv) is the owner of alienated lands which would be assessed, if they were not alienated, to the land revenue at not less than Rs. 15 per annum; or

v) (a) is in possession of an S.S.L.C. certificate in the case of men;
(b) has passed the Upper Primary or Lower Secondary or Middle School examinations in the case of women;

and ordinarily resides in the constituency.

****

Section 9 (b)

Every person who is not less than 21 years of age and who is not of unsound mind shall be entitled to have his name entered in the list for a constituency prepared under Section 8, qualifying him to vote at elections of members to District Boards in such constituency, if he,

in the case of general constituency, possesses one or more of the qualifications described in Schedule I and is also a subject of His Highness the Maharaja by birth or domicile and has resided in the Mysore State or in the Civil and Military Station, Bangalore, for six months prior to the date fixed for the preparation of the electoral list.

Explanation.- "Subject of His Highness the Maharaja by domicile" means one who resided in the Mysore State or in the Civil and Military Station Bangalore, for a period of not less than five years.

Section 10(1) (A) (b) k

No person may be a member of a District Board, who is less than 21 years of age.

Every person who is not less than 21 years of age and who is not of unsound mind shall be entitled to have his name entered in the list for a constituency prepared under Section 8, qualifying him to vote at elections of members to District Boards in such constituency, if he,

in the case of general constituency, possesses one or more of the qualifications described in Schedule I and is also a subject of His Highness the Maharaja by birth or domicile and has resided in the Mysore State or in the Civil and Military Station, Bangalore, for one year prior to the date fixed for the preparation of the electoral list.

Explanation.- "Subject of His Highness the Maharaja by domicile" means one who resided in the Mysore State or in the Civil and Military Station Bangalore, for a period of not less than ten years.

Section 10(1) (a) (b) k

No person may be a member of a District Board, who is less than 25 years of age.

k) who is not a graduate of a University

Motion

7

For sub-clauses (i) to (v) of Clause (1) of the First Schedule to the Mysore District Boards Act,1926, the following sub-clauses shall be substituted, namely:-

" (i) is the registered occupant of land situated in the constituency and assessed to land revenue of not less than Rs. 15 per annum payable to the Government; or

(ii) is a Kadim tenant assessed to an annual rent of not less than Rs. 15 per annum on account of land held by him in the constituency to the holder of an alienated village to which the provisions of Chapters VIII to X of the Land Revenue Code have been applied; or

(iii) is assessed to an annual tax on buildings or shops of not less than Rs. 4 in the constituency; or

(iv) is the owner of alienated lands which would be assessed, if they were not alienated, to the land revenue at not less than Rs. 15 per annum; or

(v) (a) is in possession of a Secondary School Leaving Certificate, if a male;

(b) has passed the Upper Primary or Lower Secondary or Middle School Examinations, if a female;

and ordinarily resides in the constituency; or "

3

For sub-clauses (i) to (v) of Clause (1) of the First Schedule to the Mysore District Boards Act, 1926 the following sub-clauses shall be substituted, namely:-

" (i) is the registered occupant of land situated in the constituency and assessed to land revenue of not less than Rs. 15 per annum payable to the Government; or

(ii) is a Kadim tenant assessed to an annual rent of not less than Rs. 15 per annum on account of land held by him in the constituency to the holder of an alienated village to which the provisions of Chapters VIII to X of the Land Revenue Code have been applied; or

(iii) is assessed to an annual tax on buildings or any of not less than Rs. 4 in the constituency; or

(iv) is the owner of alienated lands which would be assessed, if they were not alienated, to the land revenue at not less than Rs. 15 per annum; or

(v) (a) is in possession of a S.S.L.C. Certificate if a male; a Secondary School Leaving

(b) has passed the Upper Primary or Lower Secondary or Middle School Examinations if a female;

and ordinarily resides in the constituency; or "

The following amendments be made to Schedule I of the Mysore Local Boards Act, 1926, as amended from time to time :—

~~EXISTING PROVISIONS OF THE MYSORE LOCAL BOARDS ACT.~~

~~Schedule I~~

~~Qualifications for voters in a General Constituency.~~

~~(1) A person shall be qualified as a voter in a general constituency who -~~

~~i) is the registered occupant of land situated in the constituency and assessed to land revenue of not less than Rs.25 per annum payable to the Government; or~~

~~ii) is a Kadim tenant assessed to an annual rent of not less than Rs.25 per annum on account of land held by him in the constituency to the holder of an alienated village to which the provisions of chapter VIII to X of the Land Revenue Code have been applied; or~~

~~iii) is assessed to an annual tax on building or shops of not less than Rs.5 in the constituency; or~~

~~iv) is the owner of alienated lands which would be assessed, if they were not alienated, to the land revenue at not less than Rs.25 per annum; or~~

~~v) is a Graduate of a University and ordinarily resides in the constituency; or~~

AS PROPOSED TO BE AMENDED.

Schedule I

Qualifications for voters in a General Constituency.

(1) A person shall be qualified as a voter in a general constituency who -

i) is the registered occupant of land situated in the constituency and assessed to land revenue of not less than Rs.15 per annum payable to the Government; or

ii) is a Kadim tenant assessed to an annual rent of not less than Rs.15 per annum on account of land held by him in the constituency to the holder of an alienated village to which the provisions of chapter VIII to X of the Land Revenue Code have been applied; or

iii) is assessed to an annual tax on building or shops of not less than Rs.4 in the constituency;

iv) is the owner of alienated lands which would be assessed, if they were not alienated, to the land revenue at not less than Rs.15 per annum; or

v)(a) is in possession of an S.S.L.C. certificate ~~in the case of men;~~ if a male :

(b) has passed the Upper Primary or Lower Secondary or Middle School examinations ~~in the case of women;~~ if a female :

and ordinarily resides in the Constituency.

H.P. 360
10.x11.39.

D.F.IV 9.

At present, the qualifications of voters and candidates for the District Boards are the same as those prescribed for the R.A. in a Rural Constituency.

Govt have passed orders on the recommendations of the Committee on Constitutional Reform, revising the qualifications of voters and candidates to the R.A. It is ~~therefore~~ considered necessary to revise the qualifications of voters and candidates of the DA Boards on the ~~basis~~ standard now fixed for the R.A under the Reforms orders and to amend the several provisions of the DA Bds Act as in the statement appended

to secure this object.

As the terms of the DI Bds expire on 1-6-1940 and as the formalities connected with their reconstitution have to be gone through, there is not sufficient time to place the amendments before the R.A & L.C in the usual course. It is therefore proposed to treat this as an emergent measure and place the amendments before the next meeting of the L.C in June next under Section 9(2) of the R.A. Act.

The above proposal which has been agreed to by the Hon'ble Member of the Executive Council Devan is submitted for His Highness' gracious approval.

MM

Hon'ble Member

Revenue

6/5/40

6/5/40

A Bill further to amend the Mysore District Boards Act, 1926.

WHEREAS it is expedient further to amend the Mysore District Boards Act, 1926 for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. This Act may be called the Mysore District Boards (amendment) Act, 19 .

2 In section 9 of the Mysore District Boards Act,1926, (hereinafter referred to as the said Act),-

(i) in sub-clause (b) for the words "six months" the words "one year" shall be substituted, and

(ii) in the Explanation to sub-clause (b) for the words "five years" the words "ten years" shall be substituted.

3. In sub-clause (n) of sub-section (1)(A) of section 10 of the said Act for the word "twenty-one" the word "twenty-five" shall be substituted.

/2

A Bill further to amend the Mysore District Boards Act, 1926.

WHEREAS it is expedient further to amend the Mysore District Boards Act, 1926 for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. This Act may be called the Mysore District Boards (amendment) Act, 19 .

2 In section 9 of the Mysore District Boards Act, 1926, (hereinafter referred to as the said Act),-

(i) in sub-clause (b) for the words "six months" the words "one year" shall be substituted, and

(ii) in the Explanation to sub-clause (b) for the words "five years" the words "ten years" shall be substituted.

3. In sub-clause (a) of sub-section (1) (A) of section 14 of the said Act for the word "twenty-one" the word "twenty-five" shall be substituted.

A Bill further to amend the Mysore District Boards Act, 1926.

Whereas it is expedient further to amend the Mysore District Boards Act, 1926 for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. This Act may be called the Mysore District Boards (amendment) Act, 19

2. In section 9 of the Mysore District Boards Act, 1926, (hereinafter referred to as the said Act),-

(i) in sub-clause (b) for the words 'six months' the words "one year" shall be substituted, and

(ii) in the explanation to sub-clause (b) for the words "five years" the words 'ten years" shall be substituted.

3. In sub-clause (a) of sub-section (1) of section 10 of the said Act for the word "twenty-one" the word "twenty-five" shall be substituted.

Bill further to amend the Mysore District Boards Act,1926.

Statement of Objects and Reasons.

At present the qualifications prescribed for the voters and candidates of the District Boards are the same as those for the Representative Assembly.

In their Order on the recommendations of the Committee appointed to consider the question of constitutional Reforms in Mysore, the Government have agreed ~~with the Committee~~ to a widening of the franchise ~~as suggested by the Committee for the election of members to the Representative Assembly~~. To secure uniformity as at present existing between the Assembly and the District Boards in this matter, it is proposed to amend the District Boards Act,1926, suitably.

Residence in the State or in the Civil and Military Station for a period of six months required of a subject of His Highness the Maharaja by domicile to secure eligibility is proposed to be raised to one year and the period fixed for being recognised as a subject of His Highness the Maharaja by domicile is proposed to be raised from five to ten years. A higher minimum age for candidates is proposed to be fixed by raising it from 21 to 25 years of age.

~~Other amendments which widen the franchise will be given effect to by amendments to the Schedule.~~

The educational qualification of a member of a District Board in the absence of any other qualification is also proposed to be raised to that of a graduate of a University.

Other amendments widening the franchise will be given effect to by amendments to the Schedule.

6

15/1

Bill further to amend the Mysore District Boards Act,1926.

Statement of Objects and Reasons.

At present the qualifications prescribed for the voters and candidates of the District Boards are the same as those for the Representative Assembly.

In their Order on the recommendations of the Committee appointe to consider the question of constitutional Reforms in Mysore, the Government have agreed with the Committee to a widening of the franchise. To secure uniformity as at present existing between the Assembly and the District Boards in this matter, it is proposed to amend the District Boards Act,1926, suitably.

Residence in the State or in the Civil and Military Station for a period of six months required of a subject of His Highness the Maharaja by domicile to secure eligibility is proposed to be raised to one year and the period ~~xx~~ fixed for being recognised as a subje of His Highness the Maharaja by domicile is proposed to be raise from five to ten years. A higher minimum age for candidates is proposed to be fixed by raising it from 21 to 25 years of age.

~~Other xxxxxxxxxxx xxxxxxx xxxxxxxxx xxxxxxxxxx

A Bill further to amend the Mysore District Boards Act, 1926.

WHEREAS it is expedient further to amend the Mysore District Boards Act, 1926 for the purposes hereinafter appearing;

It is hereby enacted as follows:-

1. This Act may be called the Mysore District Boards (amendment) Act, 19 .

2 In section 9 of the Mysore District Boards Act, 1926, (hereinafter referred to as the said Act),-

(i) in sub-clause (b) for the words "six months" the words "one year" shall be subsituted, and

(ii) in the Explanation to sub-clause (b) for the words "five years" the words "ten years" shall be substituted.

3. In sub-clause (h) of sub-section (1)(A) of section of the said Act for the word "twenty-one" the word "twenty-f shall be substituted.

---

4. To section 11 of the said Act, the following additional Proviso shall be added, namely:-

"Provided further that a person who is qualified as a under sub-clause (v) of Clause (1) of Schedule I ~~to the said Act~~ shall not be qualified to be a candidate unless he a graduate of a University".

A Bill further to amend the Mysore District Boards Act, 1926

WHEREAS it is expedient further to amend the Mysore District Boards Act, 1926 for the purposes hereinafter appearing

It is hereby enacted as follows:-

1. This Act may be called the Mysore District Boards (amendment) Act, 19

2 In section 9 of the Mysore District Boards Act, 1926, (hereinafter referred to as the said Act),

(i) in sub-clause (b) for the words "six months" the word "one year" shall be substituted, and

(ii) in the Explanation to sub-clause (b) for the words "five years" the words "ten years" shall be substituted

3. In sub-clause (h) of sub-section (1)(A) of section 1 of the said Act for the word "twenty-one" the word "twenty-fiv shall be substituted

---

4. To section 11 of the said Act, the following additional proviso shall be added, namely:-

"provided further that a person who is qualified as a vot under clause (v) of Clause (1) of Schedule I to the said Act shall not be qualified to be a candidate unless he h a Graduate of a University"

NOTIFICATION.

No. 3396—*L. C. dated Bangalore,*
20th December 1939.

Under Rule 8 of the rules for the conduct of business of the Mysore Legislative Council, the accompanying Bill further to amend the Mysore District Boards Act, 1926, is published for general information with the statement of objects and reasons.

By Order,

C. SUBRAHMANYA AIYAR.

Secretary,
Mysore Legislative Council.

Bill further to Amend the Mysore District Boards Act, 1926.

WHEREAS it is expedient further to amend the Mysore District Boards Act, 1926, for the purposes hereinafter appearing;

It is hereby enacted as follows :—

1. This Act may be called the Mysore District Boards (Amendment) Act, 19 .

2. In section 9 of the Mysore District Boards Act, 1926 (hereinafter referred as the said Act),—

(i) in sub-clause (*b*) for the words "six months" the words "one year" shall be substituted, and

(ii) in the Explanation to sub-clause (*b*) for the words "five years" the words "ten years" shall be substituted.

3. In sub-clause (*h*) of sub-section (*1*) (*A*) of section 10 of the said Act for the word "twenty-one" the word "twenty-five" shall be substituted.

4. To section (iv) of the said Act, the following additional Proviso shall be added, namely :—

"Provided further that a person who is qualified as a voter under sub-clause (*v*) of clause (i) of Schedule I shall not be qualified to be a candidate unless he is a graduate of a University"

STATEMENT OF OBJECTS AND REASONS.

At present the qualifications prescribed for the voters and candidates of the District Boards are the same as those for the Representative Assembly.

In their Order on the recommendations of the Committee appointed to consider the question of Constitutional Reforms in Mysore, the Government have agreed to a widening of the franchise for the election of members to the Representative Assembly. To secure uniformity as at present existing between the Assembly and the District Boards in this matter, it is proposed to amend the District Boards Act, 1926, suitably.

Residence in the State or in the Civil and Military Station for a period of six months required of a subject of His Highness the Maharaja by domicile to secure eligibility is proposed to be raised to one year and the period fixed for being recognized as a subject of His Highness the Maharaja by domicile is proposed to be raised from five to ten years. A higher minimum age for candidates is proposed to be fixed by raising it from twenty-one to twenty-five years of age.

The educational qualification of a member of a District Board in the absence of any other qualification is also proposed to be raised to that of a graduate of a University.

Other amendments widening the franchise will be given effect to by amendments to the Schedule.

Printed by the Superintendent at the Government Press, Bangalore.

IX

BILL FURTHER TO AMEND THE MYSORE DISTRICT BOARDS ACT.

❀❀❀❀

I beg to move that the Bill further to amend the Mysore District Boards Act, published under rule 8 of the Rules of Business, be read in Council.

It may seem somewhat surprising to the members of the House that two Bills should be brought up before this session amending the same Act. The present Bill is indirectly the result of the Government Order on the recommendation of the Committee appointed to consider Constitutional Reforms in the State. This Order was issued in November 1939 and so the amendments now proposed could not be incorporated in the other Bill which I introduced at the last session of this House and the General Principles of which were placed before the Representative Assembly in October.

As the District Boards Act stands at present the qualifications of voters and candidates to the District Boards are the same as those in the case of the Representative Assembly. To secure uniformity as at present, it is necessary to amend the District Boards Act.

The changes made by the Bill are set out in detail in the Statement of General Principles appended to it and I will not weary the House by repeating them.

The term of the District Boards expires on the 1st June 1940. It appeared to Government undesirable to proceed with the new elections on the existing basis which demands a higher level of qualifications for the District Boards than for the Representative Assembly under the reforms. Action has accordingly been taken under Section 9 (2) of the Representative Assembly Act to introduce the Bill in this House without placing its General Principles before the other House for which

which there is no time if the new elections in June have to be conducted on the wider franchise.

I am sure the Bill will be accepted by the members of this Council.

MOTION TO AMEND THE SCHEDULE.-

I beg to move that the amendments shown in the Agenda be made to the Schedule to the District Boards Act.

As I indicated when introducing the Bill, these changes are due to a desire on the part of Government to have a uniform franchise for the District Boards and the Representative Assembly as at present.

Under Section 101 of the Act, any change to the Schedule to the Act may be made by a Resolution moved in this House and approved by it. Under these amendments the qualifications of a voter in a general constituency are reduced to the extent that the recommendations of the Reforms Committee in respect of the Assembly have been accepted by the Government in their Order thereon. I will not repeat the several changes made as the Resolution sets them in clear terms.

NOTIFICATION.

No. 3396—*L. C. dated Bangalore,*
20*th December* 1939.

Under Rule 8 of the rules for the conduct of business of the Mysore Legislative Council, the accompanying Bill further to amend the Mysore District Boards Act, 1926, is published for general information with the statement of objects and reasons.

By Order,

C. SUBRAHMANYA AIYAR.

Secretary,
Mysore Legislative Council.

Act No I of 1940

An Act ~~Bill~~ **further to Amend the Mysore District Boards Act, 1926.**

(receive the assent of His Highness the Maharaja on the 29th day of January 1940)

WHEREAS it is expedient further to amend the Mysore District Boards Act, 1926, for the purposes hereinafter appearing;

It is hereby enacted as follows :—

1. This Act may be called the Mysore District Boards (Amendment) Act, 1940.

2. In section 9 of the Mysore District Boards Act, 1926 (hereinafter referred as the said Act),—

(i) in sub-clause (*b*) for the words "six months" the words "one year." shall be substituted, and

(ii) in the Explanation to sub-clause (*b*) for the words "five years" the words "ten years" shall be substituted.

3. In sub-clause (*h*) of sub-section (*1*) (*A*) of section 10 of the said Act for the word "twenty-one" the word "twenty-five" shall be substituted.

4. To section ~~(ii)~~ of the said Act, the following additional Proviso shall be added, namely :—

"Provided further that a person who is qualified as a voter under sub-clause (*v*) of clause (i) of Schedule I shall not be qualified to be a candidate unless he is a graduate of a University"

STATEMENT OF OBJECTS AND REASONS.

At present the qualifications prescribed for the voters nd candidates of the District Boards are the same as hose for the Representative Assembly.

In their Order on the recommendations of the Committee appointed to consider the question of Constitutional Reforms in Mysore, the Government have agreed to a widening of the franchise for the election of members to the Representative Assembly. To secure uniformity as at present existing between the Assembly and the District Boards in this matter, it is proposed to amend the District Boards Act, 1926, suitably.

Residence in the State or in the Civil and Military Station for a period of six months required of a subject of His Highness the Maharaja by domicile to secure eligibility is proposed to be raised to one year and the period fixed for being recognized as a subject of His Highness the Maharaja by domicile is proposed to be raised from five to ten years. A higher minimum age for candidates is proposed to be fixed by raising it from twenty-one to twenty-five years of age.

The educational qualification of a member of a District Board in the absence of any other qualification is also proposed to be raised to that of a graduate of a University.

Other amendments widening the franchise will be given effect to by amendments to the Schedule.

Sd/ Mirza M Ismail
Dewan.

Printed by the Superintendent at the Government Press, Bangalore.

23

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE.

ORDER No. PS328 Legs 38-39-1

Dated Bangalore the 6th February 1940.

Ordered that the accompanying Act further to amend the Mysore District Boards Act, 1926 which received the assent of His Highness the Maharaja, on the 29th day of January 1940, be published as Regulation No.1 of 1940, in the Mysore Gazette for general information.

By Secretary to Government
Law Department.

To

The Compiler, Mysore Gazette for publication in Part IV of the Gazette, in English and Kannada and for supply of spare copies as per Standing Orders. Proofs should be sent to this office for approval before publication.

cn

G. R. S. VI.—s-III/14]

DRAFT.

SUBJECT.....

.....

.....

Section. Legis
File No. 38-39
Serial No. 1

Diary No. of letter replied to.....

Proceedings of the Government of H. H. the Maharaja of Mysore.

Order No. P 5328/Encl

GENERAL AND REVENUE SECRETARIAT,

( )

, *the*.....*191* .

Ordered that the accompanying Act further to amend the Mysore District Boards Act, 1926 which received the assent of His Highness the Maharaja, on the 29th day of January 1940, be published as Regulation No. I of 1940, in the *Mysore Gazette* for general information.

Date of issue 6.2.40.

Signed by Mr. C.S.A.

Secretary to Government.
Law department

May this be—

(i) Printed?

(ii) Treated as a standing order?

(iii) Published in the "Gazette" English part?

(iv) Translated?

(v) Placed at the disposal of the Press?

(vi) Published in the "Gazette" Kannada part?

To -

The Compiler, *Mysore Gazette*, for publication in Part IV of the Gazette, in English and Kannada and for supply of .....~~spare copies in English, and~~ .....~~spare copies in Kannada to this office, and~~.....~~spare copies~~ in English and.....~~spare copies~~ in ~~Kannada to the Curator, Government Central Book Depot, Bangalore. Proofs~~ should be sent to this office for approval before publication.

Spare copies as Standing Order.

6/2/40

Copy to Translation Section

NOTIFICATION.

Order No. P. 5328—*Legis.* 38-39-1, *dated Bangalore, the 6th February* 1940.

Ordered that the accompanying Act further to amend the Mysore District Boards Act, 1926, which received the assent of His Highness the Maharaja, on the 29th day of January 1940, be published as Act No. I of 1940, in the *Mysore Gazette* for general information.

C. SUBRAHMANYA AIYAR,

Secretary to Government, Law Department.

ACT No. I OF 1940.

The Mysore District Boards (Amendment) Act, 1940.

(*Received the assent of His Highness the Maharaja, on the 29th day of January* 1940).

WHEREAS it is expedient further to amend the Mysore District Boards Act, 1926, for the purposes hereinafter appearing;

It is hereby enacted as follows :—

1. This Act may be called the Mysore District Boards (amendment) Act, 1940. Short title.

2. In section 9 of the Mysore District Boards Act, 1926 (hereinafter referred to as the said Act)— Amendment of section 9, Act III of 1926.

(i) in sub-clause (*b*) for the words "six months" the words "one year" shall be substituted, and

(ii) in the *Explanation* to sub-clause (*b*) for the words "five years" the words "ten years" shall be substituted.

Amendment of section 10, Act III of 1926.

3. In sub-clause (*h*) of sub-section (*1*) (*A*) of section 10 of the said Act for the word "twentv-one" the word "twenty-five" shall be substituted.

Amendment of section 11, Act III of 1926.

4. To section 11 of the said Act, the following additional proviso shall be added, namely:

"Provided further that a person who is qualified as a voter under sub-clause (*v*) of clause (i) of Schedule I shall not be qualified to be a candidate unless he is a graduate of a University."

MIRZA M. ISMAIL,
Dewan.

Price 0-0-3.

Printed by the Superintendent at the Government Press, Bangalo

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. L 710-2/LR 50-39-34 General and Revenue Secretariat,

Dated Bangalore .. 12th 193 1940

NOTIFICATION.

In exercise of the powers conferred on them by section 101 of the Mysore Municipalities Act, 1926, as amended from time to time, Government are pleased to direct that the following amendments be carried out in the Rules framed under the said Act, prescribing the qualifications of voters in the general constituency be amended as follows:-

---

qualifications for voters in the general constituency

(a) Mysore.

1. A person shall be qualified to vote for a general constituency who -

(i) for the twelve months ending on the last day of March preceding the date fixed for the election has been assessed to the Municipal tax in the constituency to which he applies in respect of premises of not less than Rs. 4/-, or has been assessed to an annual rent of not less than Rs. 4/- in respect of premises in the constituency to which he applies and has paid the Municipal tax in respect of the premises which have been so assessed; or

(ii) for the twelve months ending on the last day of March preceding the date fixed for the election has been assessed to the Municipal tax in respect of premises of not less than Rs. 2/- in the constituency; or

(iii) for the twelve months ending on the last day of March preceding the date fixed for the election has been assessed to the Municipal tax in respect of premises in the constituency to which he applies, having been assessed to an annual rent of not less than Rs. 2/- in respect of premises in the constituency and has paid the Municipal tax in respect of the premises which have been so assessed; or

(iv) for the twelve months ending on the last day of March preceding the date fixed for the election has been assessed to the Municipal tax in respect of premises in the constituency to which he applies, having been assessed to an annual rent of not less than Rs. 2/- in respect of premises in the constituency and has paid the Municipal tax in respect of the premises which have been so assessed; or

(v) has for the twelve months ending on the last day of March preceding the date fixed for the election been in receipt of a pension of not less than Rs. 4/- per mensem payable by the Government, or has been in receipt of a pension of not less than Rs. 2/- per mensem payable by the Government and has been assessed to an annual rent of not less than Rs. 2/- in respect of premises in the constituency to which he applies; or

(vi) has for the twelve months ending on the last day of March preceding the date fixed for the election been in receipt of a pension of not less than Rs. 2/- per mensem payable by the Government and has been assessed to the Municipal tax in respect of premises in the constituency to which he applies; or

(vii) In relation to Account to Government in matters in that constituency.

(2) If property is held or payments are made jointly by the members of a joint family or partnership, the family or partnership shall be adopted as unit for deciding whether the qualification exists, and the vote shall be exercised in the case of a Hindu joint family by the manager thereof, or the member authorised by a majority of the family, and in other cases by the member or members of partnership authorised in that behalf by a majority of the family or partnership concerned.

Explanation - The expression "partnership" includes a company, firm, association, body of two or more individuals or trustees or the joint executors or other body possessing joint rights.

By order,

For Secretary to Government,
Law Department.

To Commissioner, Vepery (Madras), for publication in Part IV of the Fort St. George Gazette and supply of two copies to the Secretariat.

Appendix F G—1]

SUBJECT.....

.....

.....

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the 193 .

Date of issue 12/2/40

Signed by J.R

List of enclosures.....

Copied by 12/2/40

Examined by

Section LB

File No. 50—39

Serial No. 32

No. 27102

To Notification

In exercise of the Powers conferred on them by ~~the Provisions of~~ Section 101 of the D.L. Boards Act 1926, as amended from time to time, Govt. are pleased to direct that Schedule I ~~relating~~ ~~to Qualifi~~ prescribing the qualifications of Voters in a general constituency ~~modified~~ be ~~altered~~ as follows: ——

(Here type the annexure)

B.O.

Secy to Govt
6/2. Law Dept.

The Comptr. Nyasa Gazette for Publication in Part IV of the Gazette and Supply of 500 copies to the Secy.

WD 0278—GPB—30,000—4-3-38

" (i) is the registered occupant of land situated in the constituency and assessed to land revenue of not less than Rs.15/- per annum payable to the Government; or

(ii) is a Kadim tenant assessed to an annual rent of not less than Rs.15/- per annum on account of land held by him in the constituency to the holder of an alienated village to which the provisions of Chapters VIII to X of the Land Revenue Code have been applied; or

(iii) is assessed to an annual tax on buildings or shops of not less than Rs.4/- in the constituency; or

(iv) is the owner of alienated lands which would be assessed, if they were not alienated, to ~~the~~ land revenue at not less than Rs. 15 per annum; or

(v) (a) is in possession of a Secondary School Leaving Certificate, if a male;

(b) has passed the Upper Primary or Lower Secondary or Middle School Examinations, if a female;

and ordinarily resides in the constituency; or"

(VI) is a ~~retd~~ retd and ~~Pensioner Officer~~ (whether Commissioned or non Commissioned) of the Mysore State Troops and resides in the Constituency; or

(VII) is assessed to income-tax to fourth & resides in that Constituency.

(2) If Property is held or Payments are made jointly by the members of a joint family

P.T.O.

Schedule I

Qualifications for Voters in a general Constituency

(See Section 9)

(1) A Person shall be qualified ~~to vote~~ as a Voter in a General Constituency who ——

or Partnership, the family or Partnership shall be adopted as a unit for deciding whether the qualification exists; and the vote shall be exercised in the case of a Hindu Joint Family by the Manager thereof, or the member authorised by a majority of the family, and in other cases by the member or Partner authorised in that behalf by a majority of the family or Partnership concerned.

Explanation — "Partnership" includes a Company firm, association, body of two or more guardians or trustees or the joint pattadars or other body possessing joint rights.